



PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Stephen Penrice  
Serial No.: 10/603,539  
Filed: 6/25/2003  
Title: Methods and Apparatus for  
Providing a Lottery Game

Examiner: Coburn, C. B.  
Group Art Unit: 3714  
Docket: 49673.21800US  
Confirmation No. 4064

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**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant submits this "Comments on Statement of Reasons for Allowance" in response to a statement in the Notice of Allowability mailed on July 21, 2005.

In the Notice of Allowability, it is stated in paragraph 10 on page 3 that "The art is replete with keno games using wild indicia. But in each of those cases, the wild indicia are inserted in the set of winning numbers and not into the player's chosen numbers. There is no suggestion in the prior art to follow the claimed scheme, *as it does not provide any advantage over the prior art*" (emphasis added).


Applicant disagrees with the conclusion that the inventive element of a wild indicia (randomly occurring symbol) inserted into a player's chosen numbers provides no advantage over the prior art. The occurrence of a randomly occurring symbol may automatically trigger the detection of a multiplier symbol (lines 8-10, page 28). A randomly occurring symbol among a player's chosen numbers not only may be considered as a match to any of symbols selected by a lottery authority but also is an indication that the player may be eligible to multiply his winnings if the multiplier symbol is also present.

Therefore, Applicant submits a randomly occurring symbol (wild indicia) inserted among the player's chosen numbers provided an advantage over the prior art.

No additional fees are believed due. However, the Commissioner is hereby authorized to charge any additional fees that may be required, including any necessary extensions of time, which are hereby requested to Deposit Account No. 03-0683.

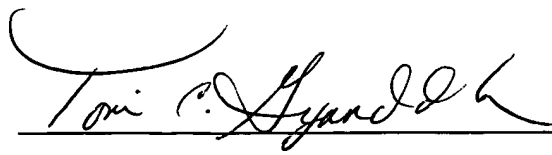
Respectfully submitted,  
Stephen Penrice  
By his Representatives,

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\_\_\_\_\_  
Li K. Wang  
Reg. No. 44,393

Date 9/20/06

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop Issue Fee, Commissioner of Patents, Alexandria, VA 22313-1450, on this 20th day of September, 2006.

  
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Toni C. Gyandoh



PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

3

Application Number

10/603,539

Filing Date

06/25/2003

First Named Inventor

Stephen Penrice

Art Unit

3714

Examiner Name

Corbett B. Coburn

Attorney Docket Number

49673.21800US

**ENCLOSURES (Check all that apply)**

- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input checked="" type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/<br>Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts<br>under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a<br>Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br>Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><br><input type="checkbox"/> Appeal Communication to Board<br>of Appeals and Interferences<br><br><input type="checkbox"/> Appeal Communication to TC<br>(Appeal Notice, Brief, Reply Brief)<br><br><input type="checkbox"/> Proprietary Information<br><br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify<br>below):<br>Comments On Statement of Reasons<br>For Allowance (2 Pgs.); Check for \$1,700;<br>Postcard |
|--|--|--|

Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name

Carlton Fields, P. A.

Signature

Printed name

Li K. Wang

Date

09/20/2006

Reg. No.

44,393

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Typed or printed name

Toni C. Gyandoh

Date

09/20/2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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